

Notice of Allowability	Application No.	Applicant(s)	
	09/924,540	JAYARAMAN, SWAMINATHAN	
	Examiner	Art Unit	
	Lakshmi S. Channavajjala	1615	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 1-9-06.
2. ☒ The allowed claim(s) is/are 6-8, 10, 12-19, 26, 31-35 and 37.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|---|---|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____. |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____. |

Lakshmi Channavajjala
Patent Examiner
AU 1615

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Paul Bianco on 3-27-06.

The application has been amended as follows:

In claim 37, line 3, after "therein"; insert "wherein the said medicinal agent is incorporated into porous material prior to the formation of said filter bag"

In claim 37, line 10 delete "a cardiovascular conditioning drug,"

In claim 26, line 5 after "material"; insert "wherein the said medicinal agent is incorporated into porous material prior to the formation of said filter bag"

Delete claims 9 and 11

In claim 12, change "claim 11" to "claim 37"

The following is an examiner's statement of reasons for allowance:

Instant claims are directed to a filter bag comprising a sheet of porous material forming a sealed bag, with a beverage concentrate disposed inside the bag and a therapeutically effective amount of at least one medicinal agent is incorporated into the

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porous material prior to the formation of the bag, without mixing with the beverage concentrate. Claim 26 requires aspirin or sildenafil citrate as medicinal agents, whereas claim 37 recites aspirin or sildenafil citrate along with other medicaments such as coagulant drug, anti-platelet agent, ace inhibitor etc. Prior art of record teaches filter bags containing beverages such as tea or coffee bags with medicaments such as antimicrobial compounds or different types of therapeutic herbal teas inside the bag. However, the prior art of record does not disclose or suggest a filter bag, with a beverage concentrate disposed inside the bag and a therapeutically effective amount of at least one medicinal agent incorporated into the porous material prior to the formation of the bag, wherein the medicinal agent is incorporated without directly mixing with the beverage concentrate.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

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Lakshmi Channarayjala
PATENT EXAMINER
AU 1615
APRIL 03, 2006